

IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE WESTERN DISTRICT OF PENNSYLVANIA

In re: ) Chapter 11 Case No. 20-10049-TPA  
) )  
TRI-STATE PAIN INSTITUTE, LLC, ) Related to Doc. No. 785  
Debtor )

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In re: ) Chapter 11 Case No. 20-10334-TPA  
) )  
JOSEPH M. THOMAS, M.D., ) Related to Doc. No. 537  
Debtor )

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**STIPULATION AND CONSENT ORDER**

AND NOW, this 22 day of December, 2021, comes Quinn, Buseck, Leemhuis, Toohey, & Kroto, Inc., (“Quinn Law”), Marsh Spaeder Baur Spaeder & Schaaf, LLP (“Marsh Spaeder”), MacDonald Illig Jones & Britton, LLP (“MIJB”), and Knox McLaughlin Gornall & Sennett, P.C. (“Knox Law”) (together referred to as the “Estate Professionals”), and Wells Fargo Bank National Association, by and through their undersigned counsel, and file this Stipulation and Consent Order (the “Stipulation”), as follows:

WHEREAS, pursuant to Paragraph 5.2 of the Joint Amended Chapter 11 Plan of Reorganization dated October 7, 2021 (the “Plan”) [Doc. No. 769 in Case No. 21-10049], \$100,000 is earmarked for distribution to administrative professionals;

WHEREAS, the Debtor agrees to make said distribution now from the funds currently on-hand;

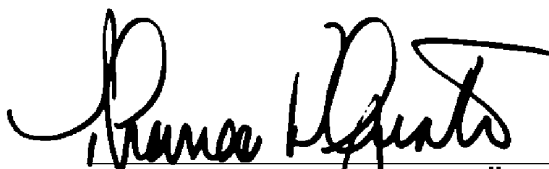
WHEREAS, upon consideration of the allowed and pending fee applications, it appearing that there is \$100,000.00 of funds that are available for distribution now to the Estate Professionals in these Cases;

WHEREAS, after said \$100,00 is paid out, sufficient funds will remain in escrow for the Debtor to fulfill its other cash obligations on the Effective Date, including but not limited to the \$400,000 earmarked for payment to Wells Fargo Bank, N.A.;

Therefore, it is ORDERED that \$100,000.00 shall be paid forthwith to the Estate Professionals on account, as follows:

<i><b>PAYEE</b></i>	<i><b>PERCENT OF AVAILABLE CASH</b></i>	<i><b>AMOUNT TO BE PAID</b></i>
Michael P. Kruszewski, Esquire Quinn Law Firm	30%	\$29,879.10
Gary V. Skiba, Esquire Marsh Schaaf, LLP	27%	\$27,317.21
Guy C. Fustine, Esquire Knox McLaughlin Gornall & Sennett, P.C.	31%	\$30,810.80
Gary Eiben, Esquire MacDonald Illig Jones & Britton LLP	12%	\$11,992.89

Dated: December 23, 2021

  
Thomas P. Agresti, Judge jlm  
United States Bankruptcy Court

STIPULATED TO BY:

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/s/ Guy C. Fustine

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Attorneys for the Official Committee of  
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LLC

/s/ Gary Eiben

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Special Counsel for Joseph M. Thomas, M.D.

By: /s/ Salene Mazur Kraemer

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Association

In re:  
Joseph Martin Thomas  
Debtor

Case No. 20-10334-TPA  
Chapter 11

## CERTIFICATE OF NOTICE

District/off: 0315-1  
Date Rcvd: Dec 23, 2021

User: aala  
Form ID: pdf900

Page 1 of 2  
Total Noticed: 1

The following symbols are used throughout this certificate:

Symbol	Definition
+	Addresses marked '+' were corrected by inserting the ZIP, adding the last four digits to complete the zip +4, or replacing an incorrect ZIP. USPS regulations require that automation-compatible mail display the correct ZIP.

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Dec 25, 2021:

Recip ID	Recipient Name and Address
sp	+ Gary Eiben, MacDonald Illig Jones & Britton, LLP, 100 State St., Ste. 700, Erie, PA 16507-1459

TOTAL: 1

Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center.  
Electronic transmission includes sending notices via email (Email/text and Email/PDF), and electronic data interchange (EDI).

NONE

## BYPASSED RECIPIENTS

The following addresses were not sent this bankruptcy notice due to an undeliverable address, \*duplicate of an address listed above, \*P duplicate of a preferred address, or ## out of date forwarding orders with USPS.

NONE

## NOTICE CERTIFICATION

I, Joseph Speetjens, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed .R. Bank. P.2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

Date: Dec 25, 2021

Signature: /s/Joseph Speetjens

## CM/ECF NOTICE OF ELECTRONIC FILING

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on December 23, 2021 at the address(es) listed below:

Name	Email Address
Andrew F Gornall	on behalf of Interested Party Barbara Noonan agornall@gornall-law.com
Ashley Mulryan	on behalf of Creditor Official Committee of Unsecured Creditors for Tri-State Pain Institute LLC amulryan@kmgslaw.com
Brian Nicholas	on behalf of Creditor PNC BANK NATIONAL ASSOCIATION bnicholas@kmlawgroup.com
Crystal H. Thornton-Illar	on behalf of Creditor The Kada Gallery cThornton-Illar@leehtishman.com bankruptcy@leehtishman.com;mproden@leehtishman.com;thornton-illarcr81012@notify.bestcase.com
Gary V. Skiba	on behalf of Interested Party Tri-State Pain Institute LLC gskiba@marshlaw.com, DGeniesse@marshlaw.com;rose227@hotmail.com

District/off: 0315-1

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Page 2 of 2

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Guy C. Fustine

on behalf of Creditor Official Committee of Unsecured Creditors for Tri-State Pain Institute LLC mwernicki@kmgslaw.com, knoxbank@hotmail.com, burban@kmgslaw.com, amulryan@kmgslaw.com

Harry W. Greenfield

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Jill Locnikar

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Norma Hildenbrand, on Behalf of the United States Trustee by

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TOTAL: 23